

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

Tenner Murphy, by his guardian Kay
Murphy; Marrie Bottelson; Dionne
Swanson; and on behalf of others similarly
situated,

Plaintiffs,

v.

Jodi Harpstead, in her Capacity
as Commissioner of the Minnesota
Department of Human Services,

Defendant.

Civil No. 16-cv-2623 (DWF/BRT)

**UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF
CLASS ACTION SETTLEMENT
AGREEMENT**

Plaintiffs move this Court for an Order that grants preliminary approval of the Parties' proposed Settlement Agreement for the purposes of approving and ordering dissemination of the Notice Documents, as described in Paragraph 6 of the Agreement; sets a time for the filing and hearing of the Parties' joint motion for Costs and Attorneys' Fees pursuant to Rule 23(h)(1); and schedules a Fairness Hearing consistent with the requirements of Rule 23(e)(2) of the Federal Rules of Civil Procedure. This motion is brought pursuant to Rule 23(e) of the Federal Rules of Civil Procedure, and is based upon the files, records, and proceedings herein, including the memorandum of law filed and served with this motion.

**MID-MINNESOTA LEGAL AID
MINNESOTA DISABILITY
LAW CENTER**

Dated: July 1, 2022

By: *s/Justin H. Perl*

Justin H. Perl (#151397)
Steven C. Schmidt (#0392442)
Justin M. Page (#0321631)
Eren Sutherland (#0397863)
111 N. 5th St., Suite #100
Minneapolis, MN 55403
Telephone: 612-746-3727
Fax: 612-334-5755
jperl@mylegalaid.org
sschmidt@mylegalaid.org
jmpage@mylegalaid.org
esutherland@mylegalaid.org

**ANTHONY OSTLUND
LOUWAGIE DRESSEN &
BOYLAN P.A.**

Dated: July 1, 2022

By: *s/Steven M. Pincus*

Joseph W. Anthony (#0002872)
Steven M. Pincus (#0171414)
Peter J. McElligott (#0397578)
90 South 7th Street
3600 Wells Fargo Center
Minneapolis, Minnesota 55402
Telephone: 612-349-6969
janthony@anthonyostlund.com
spincus@anthonyostlund.com
pmcelligott@anthonyostlund.com

NICHOLS KASTER, PLLP

Dated: July 1, 2022

By: s/Laura A. Farley

Steven Andrew Smith (#0260836)

Laura A. Farley (#0397455)

4700 IDS Center

80 South Eighth Street

Minneapolis, Minnesota 55402

Telephone: (612) 256-3200

Facsimile: (612) 338-4878

smith@nka.com

lfarley@nka.com

ATTORNEYS FOR PLAINTIFFS